

Apr 12, 2019

SEAN F. MCVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ELIZABETH H.,

No. 1:18-CV-3154-JTR

v.

COMMISSIONER OF SOCIAL
SECURITY,

ORDER GRANTING STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE FOUR
OF 42 U.S.C. § 405(g)

Defendant.

BEFORE THE COURT is the parties' stipulated motion to remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 17. Attorney D. James Tree represents Plaintiff; Special Assistant United States Attorney Heather L. Griffith represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 3. After considering the file and proposed order, **IT IS ORDERED:**

1. The parties' Stipulated Motion for Remand, **ECF No. 17**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) will hold a *de novo* hearing, further develop the record as necessary, and issue a new decision. The ALJ shall: (1) obtain evidence from a medical expert to clarify the nature and severity of Plaintiff's impairments; (2) evaluate the onset of Plaintiff's disability; (3) reassess

Plaintiff's residual functional capacity; and (4) proceed with the sequential evaluation, as necessary. Plaintiff may present additional testimony and submit additional evidence.

2. Judgment shall be entered for PLAINTIFF.

3. Plaintiff's Motion for Summary Judgment, ECF No. 13, is

STRICKEN AS MOOT.

4. An application for attorney fees and costs may be filed by separate motion.

The District Court Executive is directed to enter this Order, forward copies to counsel, and **CLOSE THE FILE**.

DATED April 12, 2019.



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JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE